



1635

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Morishita et al.

Art Unit: 1635

Application No. 09/869,475

CERTIFICATE OF MAILING

Filed: June 28, 2001

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on October 18, 2002, as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, WASHINGTON D.C. 20231.

For: GENE THERAPY FOR DIABETIC ISCHEMIC DISEASE

Examiner: Brian A. Whitehead

Date: October 18, 2002

Susan Alpert Siegel, Ph.D.  
Agent for Applicant

TRANSMITTAL LETTER

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Enclosed for filing in the application referenced above are the following:

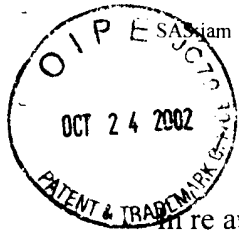
- Information Disclosure Statement
  - Form 1449 and references cited thereon
  - IDS Fee of \$180.00
- A check in the amount of \$180.00 to cover the above-listed fee
- The Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By   
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PATENT

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For: GENE THERAPY FOR DIABETIC ISCHEMIC DISEASE

Examiner: Brian A. Whiteman

Susan Alpert Siegel, Ph.D.  
Agent for Applicant

Date: October 18, 2002

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INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. § 1.97(c)

COMMISSIONER FOR PATENTS  
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Listed on the accompanying form PTO-1449 and enclosed herewith are two document. EP 1 136 083 A1 is the European national phase patent application that corresponds to WO 01/26694. Although WO 01/26694 is in Japanese, EP 1 136 083 A1 is in English, and they are believed to be the same text. Applicants respectfully request that these documents be listed as references cited on the issued patent. This Information Disclosure Statement is being mailed before Applicants received a final action, a notice of allowance, or an action that otherwise closes prosecution in the referenced application. The filing of this Information Disclosure Statement should not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in § 1.56(b).

Submitted herewith is a check for \$180.00 as required by 37 C.F.R. § 1.17(p) for filing this Information Disclosure Statement in compliance with 1.97(c).

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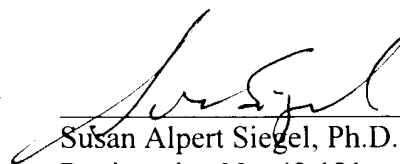
Please charge any additional fees which may be required in connection with filing this Information Disclosure Statement, or credit any overpayment, to Deposit Account No. 02-4550.

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